

Amendment No. 2 to SB1457

McNally
Signature of Sponsor

AMEND Senate Bill No. 1457*

House Bill No. 1486

by deleting all language after the caption and by substituting instead the following:

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Chambliss Center for Children;

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a Chambliss Center for Children new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) Such new specialty earmarked license plates shall contain the logo or other appropriate design representative of the Chambliss Center for Children. The plates shall be designed in consultation with the Chambliss Center for Children.

(c) The funds produced from the sale of the Chambliss Center for Children new specialty earmarked license plates shall be allocated to the Chambliss Center for Children, in accordance with § 55-4-215. The funds shall

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be used to support the organization's mission to preserve family unity and to serve child-care needs in Tennessee.

SECTION 3. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() McCallie School;

SECTION 4. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a McCallie School new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) Such new specialty earmarked license plates shall contain the colors, logo or other appropriate design representative of the McCallie School. The plates shall be designed in consultation with the director of communications of the McCallie School.

(c) The funds produced from the sale of the McCallie School new specialty earmarked license plates shall be allocated to the McCallie School, in accordance with § 55-4-215. The funds shall be used exclusively for providing financial aid for students.

SECTION 5. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() National Wild Turkey Federation;

SECTION 6. Tennessee Code Annotated, Title 55, Chapter 4, Part 2 is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a National Wild Turkey Federation new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates shall contain the official image, logo or other appropriate design representative of the National Wild Turkey Federation and shall include the phrase "Conserve. Hunt. Share." The plates shall be designed in consultation with the regional director for the East Tennessee local chapters of the National Wild Turkey Federation.

(c) The funds produced from the sale of the National Wild Turkey Federation new specialty earmarked license plates shall be allocated to the Tennessee State Chapter of the National Wild Turkey Federation, in accordance with § 55-4-215, for distribution to the Tennessee local chapters of the organization. The funds shall be used exclusively in Tennessee to further the organization's mission to conserve the wild turkey and preserve the heritage of hunting in this state.

SECTION 7. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee Vietnam Veterans, Inc.;

SECTION 8 . Tennessee Code Annotated, Title 55, Chapter 4, Part 2 is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Vietnam Veterans, Inc. new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with the board of directors of the Tennessee Vietnam Veterans, Inc.

(c) The funds produced from the sale of Tennessee Vietnam Veterans, Inc. new specialty earmarked license plates shall be allocated to the Tennessee Vietnam Veterans, Inc., in accordance with § 55-4-215, to help support veterans and their families across this state.

SECTION 9. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Memphis Grizzlies;

SECTION 10. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a Memphis Grizzlies new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) Such new specialty earmarked license plates shall contain the logo or other appropriate design representative of the Memphis Grizzlies. The plates shall be designed in consultation with the Memphis Grizzlies organization.

(c) The funds produced from the sale of the Memphis Grizzlies new specialty earmarked license plates shall be allocated to the Memphis Grizzlies Charitable Foundation, in accordance with § 55-4-215. The funds shall be used by the Foundation for its educational and mentoring programs and initiatives in Tennessee.

(d) Notwithstanding § 55-4-201(h)(1), the Memphis Grizzlies new specialty earmarked license plates authorized by this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 11. Tennessee Code Annotated, Section 55-4-368(d), is amended by deleting the subsection in its entirety and by substituting instead the following:

(d) Notwithstanding § 55-4-201(h)(1), the "I RECYCLE" new specialty earmarked license plates authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION 12. Tennessee Code Annotated, Section 55-4-301, is amended by adding the following as a new subsection:

(d) Notwithstanding § 55-4-201(h)(1), the "Juvenile Diabetes Research Foundation" new specialty earmarked license plates authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1,

2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 13. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Juvenile Diabetes Research Foundation;

SECTION 14. Tennessee Code Annotated, Section 55-4-202(c)(5), is amended by deleting subdivision (H) in its entirety.

SECTION 15. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee Walking Horse;

SECTION 16. Tennessee Code Annotated, Section 55-4-259, is amended by deleting the section in its entirety and by substituting instead the following language:

55-4-259.

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles, and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Walking Horse new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided in this section shall be of the same design as the Tennessee Walking Horse cultural plate authorized by this section as it existed prior to the effective date of this act, bearing the image of or a design depicting the Tennessee Walking Horse.

(c) The funds produced from the sale of Tennessee Walking Horse new specialty earmarked license plates shall be allocated to the Tennessee Walking Horse Breeders' and Exhibitors' Association in accordance with § 55-4-215. The

funds shall be used to maintain the purity of the breed, to promote greater awareness of the Tennessee Walking Horse and its qualities, to encourage expansion of the breed and to help assure its general welfare in Tennessee.

(d) Notwithstanding any provision of law to the contrary, any person issued a Tennessee Walking Horse cultural license plate authorized by this section prior to the effective date of this act, shall be entitled to retain such license plate for vehicular use upon compliance with all motor vehicle laws relating to registration and licensing of motor vehicles and payment of all required fees. All such plates shall be considered new specialty earmarked plates upon their first renewal after the effective date of this act.

(e) This section shall apply to the initial issuance and renewal of all Tennessee Walking Horse license plates on or after the effective date of this act.

SECTION 17. Tennessee Code Annotated, Section 55-4-313, is amended by deleting subsection (f) and by substituting instead the following:

(f) Notwithstanding § 55-4-201(h)(1), the "Niswonger Children's Hospital" new specialty earmarked license plate authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 18. Tennessee Code Annotated, Section 55-4-253, is amended by deleting subsection (c) and by substituting instead the following:

(c)

(1) The registration plates provided for in this section shall be designed in consultation with the commissioner of veterans' affairs.

(2) The design of registration plates that are issued pursuant to this section shall bear the name of the county of issue on the lower edge of the tag.

(3) For honorably discharged veterans and civilian veterans, the American flag shall be in the center of the tag.

(4)

(A) For honorably discharged veterans and civilian veterans of Vietnam, the center emblem shall be crossed American and Republic of Vietnam flags. A Southeast Asia campaign medal or appropriate civilian documentation shall have been awarded in order to obtain the Vietnam Veteran plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that Vietnam occurred but who do not qualify for issuance of the Vietnam Veteran plate, the design of the license plate shall be the same as the Vietnam Veteran plate except that the strip along the bottom of the license plate shall read "Vietnam Era Veteran". Nothing in this subdivision

(c)(4)(B) prohibits any veteran or civilian veteran who served during Vietnam from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(5)

(A) For veterans and civilian veterans of World War II, the strip along the bottom of the license plate shall read "WW II Veteran", and the symbol on the left shall be the Honorable Service Lapel Pin, also known as the ruptured duck. Proof of

honorable military or civilian service between December 7, 1941, and December 31, 1946, shall be required to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that World War II occurred but who do not qualify for issuance of the World War II Veteran plate, the design of the license plate shall be the same as the World War II Veteran plate except that the strip along the bottom of the license plate shall read "World War II Era Veteran". Nothing in this subdivision (c)(5)(B) prohibits any veteran or civilian veteran who served during World War II from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(6)

(A) For veterans and civilian veterans of the Korean War, the strip along the bottom of the license plate shall read "Korean War Veteran", and the symbol on the left shall be crossed American and Republic of Korea flags. A Korean Service Medal shall have been awarded for an honorably discharged veteran, or appropriate civilian documentation, to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that the Korean War occurred but who do not qualify for issuance of the Korean War Veteran plate, the design of the license plate shall be the same as the Korean War Veteran plate except that the strip along the bottom of the license plate shall read "Korean War Era Veteran". Nothing in this subdivision (c)(6)(B) prohibits any veteran or

civilian veteran who served during the Korean War from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(7)

(A) For veterans and civilian veterans of Operation Desert Storm, the strip along the bottom of the license plate shall read "Desert Storm Veteran", and the symbol on the left shall be crossed American and Kuwait flags. Award of the Southwest Asia Service Medal and proof of honorable service, or appropriate civilian documentation, shall be required for a veteran or civilian veteran to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that Operation Desert Storm occurred but who do not qualify for issuance of the Desert Storm Veteran plate, the design of the license plate shall be the same as the Desert Storm Veteran plate except that the strip along the bottom of the license plate shall read "Desert Storm Era Veteran". Nothing in this subdivision (c)(7)(B) prohibits any veteran or civilian veteran who served during Operation Desert Storm from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(8)

(A) For veterans and civilian veterans of the peacekeeping mission in Bosnia, the plate shall be designed by the commissioner of veterans' affairs in consultation with the commissioner of revenue. The commissioner of veterans' affairs

shall also set proof of service requirements for honorably discharged veterans and civilian veterans to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that the peacekeeping mission in Bosnia occurred but who do not qualify for issuance of the Bosnia Veteran plate, the design of the license plate shall be the same as the Bosnia Veteran plate except that the strip along the bottom of the license plate shall read "Bosnia Era Veteran". Nothing in this subdivision (c)(8)(B) prohibits any veteran or civilian veteran who served during the peacekeeping mission in Bosnia from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(9)

(A) For honorably discharged veterans of Operation Iraqi Freedom, the strip along the bottom of the license plate shall read "Operation Iraqi Freedom", and the symbol on the left shall be crossed American and Republic of Iraq flags, below which shall appear the word "VETERAN" in letters of an appropriate size. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who served in Operation Iraqi Freedom to obtain the plate.

(B) For honorably discharged veterans who served during the time that Operation Iraqi Freedom occurred but who do not qualify for issuance of the Operation Iraqi Freedom plate, the design of the license plate shall be the same as the Operation Iraqi Freedom Veteran plate except that the strip along the bottom

of the license plate shall read "Operation Iraqi Freedom Era". Nothing in this subdivision (c)(9)(B) prohibits any veteran who served during Operation Iraqi Freedom from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(10)

(A) For honorably discharged veterans of Operation Enduring Freedom and active members of the United States armed forces serving in Operation Enduring Freedom, the strip along the bottom of the license plate shall read "Operation Enduring Freedom", and the symbol on the left shall be crossed American and Republic of Afghanistan flags, below which shall appear the word "VETERAN" in letters of an appropriate size. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who have served or who are still serving in Operation Enduring Freedom to obtain the plate.

(B) For honorably discharged veterans who served during Operation Enduring Freedom but who do not qualify for issuance of the Operation Enduring Freedom plate, the design of the license plate shall be the same as the Operation Enduring Freedom Veteran plate except that the strip along the bottom of the license plate shall read "Operation Enduring Freedom Era". Nothing in this subdivision (c)(10)(B) prohibits any veteran who served during Operation Enduring Freedom from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(11)

(A) For honorably discharged veterans of Operation New Dawn and active members of the United States armed forces serving in Operation New Dawn, the plate shall be designed by the commissioner of veterans' affairs in consultation with the commissioner of revenue. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who have served or who are still serving in Operation New Dawn to obtain the plate.

(B) For honorably discharged veterans who served during Operation New Dawn but who do not qualify for issuance of the Operation New Dawn Veteran plate, the design of the license plate shall be the same as the Operation New Dawn Veteran plate except that the strip along the bottom of the license plate shall read "Operation New Dawn Era". Nothing in this subdivision (c)(11)(B) prohibits any veteran who served during Operation New Dawn from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

SECTION 19. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Lung Cancer Alliance;

SECTION 20. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor

vehicle and the fee provided for in § 55-4-203, shall be issued a Lung Cancer Alliance new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates shall contain the logo or other appropriate design representative of the Lung Cancer Alliance. The plates shall be designed in consultation with the Lung Cancer Alliance.

(c) In accordance with § 55-4-215, the funds produced from the sale of the Lung Cancer Alliance new specialty earmarked license plates shall be allocated to the Lung Cancer Alliance, to be used for providing support services and other resources in Tennessee to individuals with lung cancer and their families.

SECTION 21. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Historic Gallatin;

SECTION 22. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a Historic Gallatin new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) Such new specialty earmarked license plates shall be of an appropriate design representative of historic Gallatin, Sumner County, Tennessee and shall include the language "Historic Gallatin". The plates shall be designed in consultation with the Gallatin Chamber of Commerce.

(c) The funds produced from the sale of the Historic Gallatin new specialty earmarked license plates shall be allocated to the Gallatin Chamber of Commerce, in accordance with § 55-4-215. The funds shall be used exclusively for the Gallatin Chamber of Commerce's community-wide effort to create and implement a shared vision for the future of Gallatin, Tennessee.

SECTION 23. Tennessee Code Annotated, Section 55-4-374(d), is amended by deleting the subsection in its entirety and by substituting instead the following:

(d) Notwithstanding § 55-4-201(h)(1), the Tennessee Federation of Garden Clubs new specialty earmarked license plates authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 24. Tennessee Code Annotated, Section 55-4-230, is amended by adding the following new subsection:

(d) Notwithstanding § 55-4-201(h)(1), the Native American Indian Association new specialty earmarked license plates authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 25. Tennessee Code Annotated, Section 55-4-254, is amended by adding the following new subsection:

(d) Notwithstanding § 55-4-201(h)(1), the Tennessee Tech University new specialty earmarked license plate authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 26. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 27. This act shall take effect upon becoming a law, the public welfare requiring it.